

for this tax credit should neither be charged premiums or offered benefits that apply only to this group nor pay higher premiums based on their own health status or history.

In addition, the law provides guaranteed issue to qualifying individuals (see section (35)(e)(2)(A)(i)). "Guaranteed issue" has the same meaning in this law that is in state regulation of insurance. Specifically, to be qualified health insurance, each plan must ensure access to each qualified individual who meets the other criteria for this coverage. It does not mean that an issuer of health insurance can accept some but not all qualifying individuals so long as there is an alternative that accepts the denied individuals (e.g., a high-risk pool).

Third, since the goal of this provision is preventing loss of health coverage, the Conference Committee agreed that eligible individuals must also have been previously insured for three months (see section (35)(e)(3)(B)). The law does not specify when this aggregate of three months of creditable coverage had to occur. To clarify, we intended that this coverage should occur for three months prior to employment separation necessary to attain eligibility for assistance under this law (e.g., termination due to trade in the case of displaced workers eligible for trade adjustment assistance and retirement in the case of Pension Benefit Guaranty Corporation (PBGC) eligible individuals). The three-month coverage requirement should not disqualify those who had or have lapses of coverage between the loss of job-based or retiree coverage and application or eligibility determination for assistance to this program. Indeed, these individuals have a special need for access to affordable health insurance and should not be penalized due to delays in passing, implementing, and operating this law.

I make these clarifications to underscore their importance in successfully implementing the health provisions of the Trade Act. I know that the President shares our mutual commitment to make this an effective program that preserves health insurance for this set of American workers and retirees. I look forward toward a continued collaboration in implementing, monitoring, and, if successful, expanding these important health policies.

Sincerely,

MAX BAUCUS.

COMPLIANCE OF IMMIGRATION LAWS PROVISION OF THE CYBER SECURITY RESEARCH AND DEVELOPMENT ACT

Mr. HOLLINGS. Madam President, I would like to engage in a brief colloquy with the ranking member of the Judiciary Committee, Senator ORRIN HATCH, regarding H.R. 3394, the Cyber Security Research and Development Act, which was passed by the Senate in October and is set for consideration by the House of Representatives today. Section 16 of the bill is intended to ensure that Federal grants and fellowships for cyber security research and development are not awarded to individuals violating the terms of his or her immigration status, individuals from States sponsoring terrorism, or institutions that are not in compliance with appropriate record keeping requirements for immigrant students.

Mr. HATCH. Section 16 of H.R. 3394 would ensure that the authorized funding in the bill for research purposes does not support individuals in violation of U.S. immigration laws. The in-

tent of this section is to prevent any funding, directly or indirectly, of any individual who may pose a threat to our national security, or of any higher education institution, nonprofit institution, or consortia thereof that is not in compliance with the immigration laws. This section does not provide any new or additional authority to the Immigration and Naturalization Service or any other federal agency.

Mr. HOLLINGS. The ranking member is correct. Our intent with this provision is not to create new immigration laws or grant new authority. Rather, this provision merely makes compliance with existing immigration laws a requirement for grant eligibility. We also recognize that this section cannot take effect until regulations are issued under 8 USC 1372(c)(1).

Mr. HATCH. I agree with the chairman of the Commerce Committee. I also want to him, Senator ALLEN and Senator WYDEN for working with me to include these provisions in the act.

Mr. HOLLINGS. I thank Senator HATCH. Section 16 will ensure that our national security is protected while increasing critical research and development cyber-security programs.

ADDITIONAL STATEMENTS

IN HONOR OF SAFE KIDS

• Mr. HOLLINGS. Madam President, I want to commend the Children's Hospital, of the Greenville, SC, Hospital System, for being honored by the National SAFE KIDS campaign as the best of the best in the Nation.

Today, the No. 1 killer of children ages 14 and under is unintentional injury. Whether it is caused by children not wearing a helmet when riding a bike, or accidentally swallowing poison, or not buckling seat belts, or playing with matches—the National SAFE KIDS movement is taking every measure possible to educate American families to prevent such injuries.

There are some 370 local SAFE KIDS coalitions in America and abroad working on this issue, and for Greenville to be named the 2002 SAFE KIDS Coalition of the Year is quite an honor. Greenville also was recognized for having the best national SAFE KIDS week in the Nation. Each year, Greenville hosts the event at a local mall, bringing together 800 volunteers to reach 5,000 children.

I thank Greenville's Linda Brees, Musette Stern, Kathy Harper, and their network of community volunteers for making the safety of children a No. 1 priority in my home state.●

IN MEMORY OF RUSS PETERSON

• Mr. LUGAR. Madam President, I have recently received news that Mr. Russ Peterson, a fellow Hoosier and an outstanding American, has passed away. I rise today to offer my condolences to the Peterson family and share with my colleagues a few words regarding his lifetime of service and achievement.

Mr. Peterson embodied all of the characteristics of an outstanding leader. He served as President of Porter Advertising, a firm based in Richmond, Indiana. Mr. Peterson was a remarkable community business leader whose vision and determination created jobs and generated economic growth across Indiana. He also served, nationally, in leadership positions for the Outdoor Advertising Association of America.

While his entrepreneurial achievements are impressive, I admire his countless contributions to the community of Richmond, Indiana. He was a music aficionado and enthusiast, who used his talents and leadership positions to encourage and support local performance arts and music. In addition, he was a performer and sang in the Central United Methodist Church choir, a local symphony chorus, various operas, and even a barbershop quartet many years ago.

Mr. President, I am pleased to have this opportunity to pay tribute to the life of Russ Peterson. I express my most solemn condolences to his wife of nearly 50 years, Joan Porter Peterson, and his entire family.●

IN MEMORY OF FRANCES HUMPHREY HOWARD

• Mr. HOLLINGS. Madam President, last month our extended Senate family suffered a great loss with the passing of Frances Humphrey Howard. I know her brother, our former colleague from Minnesota, Hubert Humphrey, would appreciate this body recognizing the important role she played.

Frances Howard was always a trend setter. When few women went to college, she graduated with a master's degree. She worked for Eleanor Roosevelt. She was a foreign service officer for the State Department at a time when mostly men were in the foreign service. She worked for the National Institutes of Health as a liaison officer, developing programs for medical libraries. She sat on the board of several companies involved with the arts and social activism. And when her colleagues retired at 65, Frances worked until she was 85.

Senator Humphrey adored his younger sister, and for good reason. He would not have been the warrior he was without his chief supporter, chief confidant, and chief campaigner. All of the important bills Senator Humphrey sponsored on civil rights, on Medicare, on the Peace Corps, and on the Food Stamp program were influenced by her concern for minorities, the elderly, the sick, and the hungry. She was a great advocate for laws that make a real difference in the lives of the neediest in this country.

Frances' role was behind the scenes, but today, instead of always quitting her good job to help Senator Humphrey in his campaigns, she'd have run herself—and won. If Hubert were here we